

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

BRANDON KEY,

Petitioner,

v.

GERALD ROZUM, ET AL.,

Respondents.

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CIVIL ACTION

NO. 09-672

ORDER

AND NOW, this day of July, 2010, upon careful and independent consideration of the Petition for a Writ of *Habeas Corpus* filed pursuant to 28 U.S.C. § 2254 (Doc. 1), and after review of the Report and Recommendation of United States Magistrate Judge Lynne A. Sitarski (Doc. 27), **IT IS HEREBY ORDERED AND DECREED** that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**.
2. The petition for a Writ of *Habeas Corpus* filed pursuant to 28 U.S.C. § 2254 is
DISMISSED WITH PREJUDICE.
3. There is no basis for the issuance of a certificate of appealability.

IT IS FURTHER ORDERED that the Clerk of the Court shall mark the above-captioned matter as **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Petrese B. Tucker

Hon. Petrese B. Tucker, U.S.D.J.